

**CERTIFICATE OF TRANSMISSION**  
**37 C.F.R. 1.8**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Daniel B. Baer

Group Art Unit: 3743

Serial No.: 09/814,495

**Examiner:** L. Cirić

Filed: March 21, 2001

Atty. Dkt. No.: 11564.0034.NPUS00

**For: METHOD AND APPARATUS FOR  
COOLING ELECTRONIC ENCLOSURES**

**RESPONSE TO ELECTION REQUIREMENT DATED JULY 1, 2002**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

This paper is submitted in response to the Election Requirement dated July 1, 2002 for which the date for response is August 1, 2002.

It is believed that no fee is due in connection with this response; however, should any additional fees be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Deposit Account No. 01-2508/10792.0026.NPUS00.

In response to the election requirement that the Examiner imposed, Applicant elects, with traverse, to prosecute claims 1-17, i.e., the claims reading on the embodiment of Fig. 8.

Applicant respectfully submits that all claims are generic, i.e., that all claims read on the various embodiments disclosed in the application. Furthermore, while Applicant agrees that

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Figures 6A, 6B and 8 each disclose a different species of the invention, Figures 1-5 generally illustrate generic aspects of the invention common to each species disclosed or that may be used in conjunction with any of the identified species and are unrelated to the defining characteristics of the species vis-à-vis the genus. Furthermore, Figure 7 illustrates in greater detail further aspects of the invention that may be used in conjunction with any of the species disclosed and are therefore unrelated to the defining characteristics of the various species. Reconsideration of the election of species requirement is therefore respectfully requested.

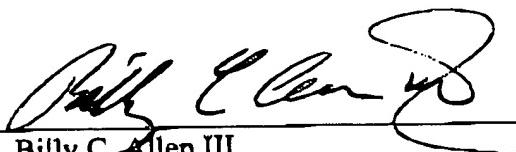
The Examiner is invited to contact the undersigned attorney at 713-268-1388 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,

Date:

7/31/02

By



Billy C. Allen III

Reg. No. 46,147

HOWREY SIMON ARNOLD & WHITE, LLP

750 Bering Drive

Houston, Texas 77057-2198

Telephone: 713.268.1388

Faxsimile: 713.787.1440

Attorney for Applicant

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GROUP 3700



750 BERING DRIVE  
HOUSTON, TX 77057-2198  
PHONE: 713.787.1400 • FAX: 713.787.1440

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**FACSIMILE COVER SHEET**

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	COMPANY:	<u>U.S. Patent and Trademark Office</u>	
	FAX NO.:	<u>703-305-3463</u>	
FROM:	NAME:	<u>Billy C. Allen III</u>	
	CONFIRMATION #:	<u>  </u>	USER ID: <u>1772</u>
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IF THERE ARE ANY QUESTIONS OR PROBLEMS WITH THE TRANSMISSION OF THIS FACSIMILE, PLEASE CALL 713.787.1520.